IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No.55350-M of 2006

DATE OF DECISION:18.12.2006

Tarun Kumar .....Petitioner

Versus

State of Haryana .....Respondent

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present:- Shri Rahul Rathore, Advocate
for the petitioner.

Shri Partap Singh, Sr. DAG, Haryana.

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Petitioner Tarun Kumar apprehending his arrest in a non-bailable offence in case FIR No. 122 dated 3.6.2004 under Sections 420,406,467,468,471,120-B IPC, registered at Police Station Chhapar, District Yamuna Nagar, has filed this petition under Section 438 Cr.P.C. for anticipatory bail.

I have heard counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that in the year 1990, the petitioner was Secretary of the Pabni Kalan Cooperative Credit and Service Society Limited, Pabni Kalan. At that time, the complainant took a loan of Rs. 10,000/- from the said Society. Counsel contends that the aforesaid FIR has been lodged by the complainant in the year 2004 on the allegation that he returned the said loan amount, but the petitioner neither made entry in the record nor issued any receipt. Counsel contends that the allegations are totally false and whenever the loan was returned, the receipt was always issued.

Counsel for the petitioner contends that in view of the order dated 12.9.2006, the petitioner has joined the investigation. This fact has not been disputed by the State Counsel.

In view of the above, the interim bail, granted vide order dated 12.9.2006 is made absolute subject to the same terms and conditions.

Disposed of accordingly.

December 18, 2006 **(SATISH KUMAR MITTAL)**
pooja **JUDGE**